

Amendments to the Drawings:

The attached sheets of drawings includes changes to Fig. 3. This sheet, which includes Fig. 3 replaces the original sheet including Fig. 3.

Attachment: Replacement Sheets

REMARKS/ARGUMENTS

Amendments in General / Claim Rejections - 35 U.S.C. § 112

1. Claim 1 has been amended for clarity. Specifically, the temperature sensor electrode was changed to a temperature sensor. As this change merely brings the claims in closer conformity with the specifications as filed, this amendment does not add new matter.
2. Claim 7 has been amended for clarity. Specifically, "said electrode" has been amended to clarify to mean that "at least of one said plurality of electrodes". As this amendment merely brings claim 7 in agreement with the antecedent basis originally set forth in the claim as presented, no new matter has been added.
3. Claim 8 has been amended. Specifically, the recitation that "said first and second layer" has been amended to "said first and second surface" as presented and relied upon in claim 1. As this amendment merely brings claim 8 in conformity with the antecedent basis set forth and claim in claim 1, this amendment does not add new matter.
4. Claim 16 has been amended. Specifically, the recitation "said electrode" has been amended to conform to the antecedent basis of claim 1, that is a plurality of electrodes. Furthermore, claim 16 has been amended to correct that "get" in line 3 is "gel". These amendments to claim 16 merely clarify the meaning of claim 16 and do not add new matter.
5. Claim 23 has been amended. Specifically, claim 23 is now dependent upon claim 3. As the limitations of claim 1 are included in the limitations of claim 3, no new matter has been added.

6. Withdrawn claims 29-55 have been cancelled.
7. Fig. 3 of the drawings has been amended to indicate the location of the number 24. Support for the amendment may be found in the specification at paragraph [0040] as originally filed, claim 4 as originally filed, and claim 1 as previously presented. As the subject matter was originally presented, this does not add new matter.
8. Paragraph [0045] of the specification has been changed to indicate the location of temperature sensor 24. Support for this amendment may be found in claim 4 as originally filed, paragraph [0040] as originally filed, and claim 1 as previously presented. As the subject matter was originally presented, this does not add new matter.

Conclusion

If the Examiner feels it would advance the application to allowance, the Examiner is invited to telephone the undersigned at the number given below.

Reconsideration and allowance of the application as amended is respectfully requested.

DATED this 2nd day of February, 2008.

Very respectfully,

/Robert L. Shaver/
Robert L. Shaver
Reg. No. 42145
(208) 345-1122

CERTIFICATE OF EFS-WEB TRANSMISSION UNDER 37 CFR 1.8

I HEREBY CERTIFY that this correspondence is being transmitted to the United States Patent and Trademark Office by EFS-Web on the date below.

DATED: This 2nd day of February, 2008.

/Julie L. O'Tyson/
Julie L. O'Tyson